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HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 1807 of 2007

PETITIONER : M.L.Nandiyar, S/O Late Shri Shivprasad, Aged about 56 years, Head Master, Govt. H.S.School, Salhewara, Block-Chuikhadan, Disst. – Rajnandgaon (CG)

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, Through the Secretary Department of School Education, D.K.S. Bhawan, Mantralaya Raipur (Chhattisgarh)
2. The Assistant Commissioner, Tribal Department Rajnandgaon District Rajnandgaon (CG)
3. District Education Officer Rajnandgaon District Rajnandgaon (CG)
4. The Director of Public Instruction, Pension Bada, Raipur (CG)

Present: Shri Prateek Sharma, Advocate for the petitioner.
Shri Vinay Pandey, Panel Lawyer for the State/respondents.

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ORDER
(Passed on 28th of March, 2007)

1. Learned counsel appearing for the petitioner as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}**, which has been disposed of vide order dated 03.04.2006. Learned counsel appearing for the respondents does not controvert the said submission.

2. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioner has acquired B.Ed. Examination Certificate on his own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether he has been paid two advance increments or not. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit